

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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D.B. ZWIRN SPECIAL OPPORTUNITIES FUND, :  
L.P., in its capacity as Administrative Agent, :

Plaintiff, :

vs. :

Index No. 08cv7162

SIMÉUS FOODS INTERNATIONAL, INC., :  
SIMÉUS HOLDINGS, INC., PTF ACQUISITION :  
CORP., and SIMÉUS FOODS INTERNATIONAL :  
- FOREST CITY, INC. :

Defendants.

----- X  
AFFIDAVIT OF SERVICE

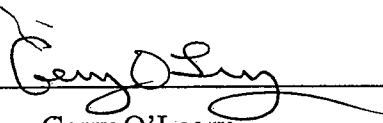
STATE OF NEW YORK )  
SS.:  
COUNTY OF NEW YORK )

I, Gerry M. O'Leary, being duly sworn, deposes and says:

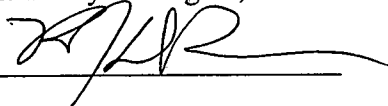
I am not a party to the within action, I am over 18 years of age, and am a Paralegal for attorneys, LOCKE LORD BISSELL & LIDDELL LLP, attorneys for the Defendants in the above-captioned action.

Gerry M. O'Leary certifies and declares under penalty of perjury pursuant to 28 U.S.C. § 1746 that on August 12, 2008, he served by Hand Delivery the **NOTICE OF REMOVAL** and **FRCP 7.1 DISCLOSURE** on the following counsel:

George Royle, Esq.  
LATHAM & WATKINS  
885 Third Avenue  
New York, NY 10022

  
Gerry O'Leary

SWORN TO BEFORE ME THIS  
12th day of August, 2008.

  
R. JAMES DE ROSE, III, ESQ.  
Notary Public, State of New York  
No. 02DE6144289  
Qualified in Bronx County  
Commission Expires April 24, 2010